IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE SIDE

CIVIL APPLICATION NO. 392 OF 2006
IN
WRIT PETITION NO. 8950 OF 2005

Office Notes, Office Memoranda of of Coram, appearances, Court's orders and Registrar's orders : Court's or Judge's orders

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Mr. R.A. Thorat for the petitioners.

Mr. Madhav Jamdar for Resp.No.1.

CORAM: P.V. KAKADE, J.

DATED: 14TH FEBRUARY, 2006
Mentioned. Not on board.

P.C.:

1. Heard both sides.

2. By order dated 22.12.2005 while disposing of the Writ Petition No. 8950 of 2005, the time was extended by eight weeks to hand over the possession on furnishing usual undertaking. As per the record, the undertaking was initially filed but it was not satisfactory and, therefore, subsequent undertaking came to be filed. Now the period covered by the undertaking is said to be till 16.2.2006. The learned counsel for the applicant submits that S.L.P. is already filed and, therefore, they want to move the Apex Court for stay.

3. In view of the facts and circumstances, the period of undertaking stands extended by four weeks from the date of this order.

In the meantime, the applicant shall not create third party interest regarding the suit property.

The applicant to file fresh undertaking within one week.

The application stands disposed of.

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